



07/05/2006 14:21 FAX 8139258525

SMITHHOPEN

003/004

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail Stop ISSUE FEE**  
**Commissioner for Patents**  
**P.O. Box 1450**  
**Alexandria, Virginia 22313-1450**  
or Fax (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

21901 7590 04/04/2006

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15950 BAY VISTA DRIVE  
SUITE 220  
CLEARWATER, FL 33760

**Certificate of Mailing or Transmission**  
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

April Turley	(Depositor's name)
<i>April Turley</i>	(Signature)
July 5, 2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/604,193	06/30/2003	Dennis K. Killingier	137209PRWQS	1192

TITLE OF INVENTION: OPEN-PATH LASER/OPTICAL COMMUNICATION SYSTEMS AND METHODS UTILIZING WAVELENGTHS BETWEEN ATMOSPHERIC AND GASEOUS ABSORPTION LINES

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$1000	07/05/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
MENEFEE, JAMES A	2828	372-020000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Ronald E. Smith  
2 Smith & Hopen, P.A.  
3

## 3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 1.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

University of South Florida

Tampa, Florida

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

## 4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies

## 4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number (enclose an extra copy of this form).

## 5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.
- ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date July 5, 2006

Typed or printed name Thomas E. Toner

Registration No. 57,422

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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# SMITH HOPEN

## INTELLECTUAL PROPERTY LAW

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Tel: 813-925-8505 · Fax: 813-925-8525 · www.smithhopen.com

# Fax

## INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Thomas E. Toner
Attn:	Mail Stop Issue Fee	Client:	1372.196.PRC
Fax:	(571) 273-2885	Pages:	4 including coversheet
Phone:		Date:	July 5, 2006
Re:	USSN 10/604,193	CC:	University of South Florida

Dear Sir:

In response to the Notice of Allowance mailed April 4, 2006, we enclose the following:

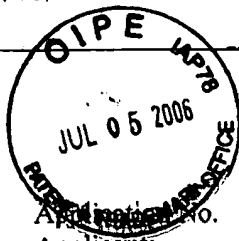
- 1) Transmittal of Payment of Issue Fee and Publication Fee with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated May 5, 2006 (1 page);
- 2) Form PTOL-85 (1 page); and
- 3) Credit Card Payment Form PTO-2038 in the amount of \$1,000.00 (1 page).

Very respectfully,

Thomas E. Toner  
Reg. No. 57,422

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/604,193 Confirmation No. 1192  
Applicant: : Dennis K. Killinger  
Filed: : 06/30/2003  
TC/A.U. : 2828  
Examiner : James A. Menefee  
  
Docket No. : 1372.09 PRWOUS  
Customer No. : 21901  
For : Open-Path Laser/Optical Communication Systems and Methods  
Utilizing Wavelengths Between Atmospheric and Gaseous  
Absorption Lines

Faxed to (571) 273-2885  
Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 C.F.R. 1.311)

1. Applicant hereby pays the issue fee and publication fee for the attached Issue Fee and Publication Fee Transmittal PTOL-85.

2. Fee (37 C.F.R. 1.18(a)):

Small Entity Fee


Application status is Small Entity—fee:

\$1,000.00

3. Payment of fee:

Enclosed please find Credit Card Payment Form PTO-2038 for \$1,000.00

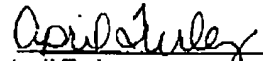
Reg. No. 57,422  
Tel. No.: (813) 925-8505

  
**SIGNATURE OF PRACTITIONER**  
Thomas E. Toner  
180 Pine Avenue North  
Oldsmar, FL 34677  
Attorneys for Applicant

CERTIFICATE OF FACSIMILE TRANSMISSION  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence and payment is being transmitted to the United States Patent and Trademark Office by facsimile to (571) 273-2885 on July 5, 2006.

Dated: July 5, 2006

  
April Turley

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